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REISSUE APPLICATION DECLARATION BY THE INVENTOR	Docket Number (Optional) 109960.220 US5
--	--

I hereby declare that:

Each inventor's residence, mailing address and citizenship are stated below next to their name.

I believe the inventors named below to be the original and first inventor(s) of the subject matter which is described and claimed in patent number 6,343,063, granted January 29, 2002 and for which a reissue patent is sought on the invention entitled Machine-Readable Optical Disc with Reading-Inhibit Agent.

the specification of which

is attached hereto.

was filed on _____ as reissue application number _____

and was amended on _____.
(If applicable)

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b). Attached is form PTO/SB/02B (or equivalent) listing the foreign applications.

I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply.)

by reason of a defective specification or drawing.

by reason of the patentee claiming more or less than he had the right to claim in the patent.

by reason of other errors.

At least one error upon which reissue is based is described below. If the reissue is a broadening reissue, such must be stated with an explanation as to the nature of the broadening:

See attached Addendum to Reissue Application Declaration by Inventors

[Page 1 of 2]

This collection of information is required by 37 CFR 1.175. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/51 (07-03)

Approved for use through 01/31/2004. OMB 0651-0033

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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(REISSUE APPLICATION DECLARATION BY THE INVENTOR, page 2)		Docket Number (Optional) 109960.220 US5
All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant.		
Note: To appoint a power of attorney, use form PTO/SB/81.		
Correspondence Address: Direct all communications about the application to:		
<input checked="" type="checkbox"/> Customer Number: 23483 OR		
<input type="checkbox"/> Firm or Individual Name		
Address		
Address		
City	State	Zip
Country		
Telephone	Fax	
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.		
Full name of sole or first inventor (given name, family name) Barbara Rollhaus (Legal Representative of Philip E. Rollhaus)		
✓ Legal Representative's signature (upon information and belief) <i>Barbara W. Rollhaus</i> 1/28/04		
Residence Palm Beach, FL	Citizenship U.S.	
Mailing Address 242 Coral Lane, Palm Beach FL 33480		
Full name of second joint inventor (given name, family name) John R. Powell		
Inventor's signature	Date	
Residence Arlington, MA	Citizenship U.S.	
Mailing Address 61 James Street, Arlington, MA 02474		
Full name of third joint inventor (given name, family name) Eric J. Carlson		
Inventor's signature	Date	
Residence Sudbury, MA	Citizenship U.S.	
Mailing Address 8 Harvard Drive, Sudbury MA 01776		
<input checked="" type="checkbox"/> Additional joint inventors or legal representative(s) are named on separately numbered sheets forms PTO/SB/02A or 02LR attached hereto.		

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(REISSUE APPLICATION DECLARATION BY THE INVENTOR, page 2)		Docket Number (Optional) 109960.220 US5
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<input type="checkbox"/> Firm or Individual Name		
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Address		
City	State	Zip
Country		
Telephone	Fax	
<p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.</p>		
Full name of sole or first inventor (given name, family name) Barbara Rollhaus (Legal Representative of Philip E. Rollhaus)		
Legal Representative's signature (upon information and belief)		
Residence Palm Beach, FL	Citizenship U.S.	
Mailing Address 242 Coral Lane, Palm Beach FL 33480		
Full name of second joint inventor (given name, family name) John R. Powell <i>J.R.P. II</i>		
Inventor's signature <i>J.R.P. II</i>	Date <i>January 27, 2004</i>	
Residence Arlington, MA	Citizenship U.S.	
Mailing Address 61 James Street, Arlington, MA 02474		
Full name of third joint inventor (given name, family name) Eric J. Carlson		
Inventor's signature	Date	
Residence Sudbury, MA	Citizenship U.S.	
Mailing Address 8 Harvard Drive, Sudbury MA 01776		
<input checked="" type="checkbox"/> Additional joint inventors or legal representative(s) are named on separately numbered sheets forms PTO/SB/02A or 02LR attached hereto.		

Docket Number (Optional)

109960.220 US5

(REISSUE APPLICATION DECLARATION BY THE INVENTOR, page 2)

All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant.

Note: To appoint a power of attorney, use form PTO/SB/81.

Correspondence Address: Direct all communications about the application to:

Customer Number:

23483

OR

Firm or
Individual Name

Addr ss

Address

City

State

Zip

Country

Telephone

Fax

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

Full name of sole or first inventor (given name, family name)

Barbara Rollhaus (Legal Representative of Philip E. Rollhaus)

Legal Representative's signature (upon information and belief)

Residence

Palm Beach, FL

Citizenship

U.S.

Mailing Address

242 Coral Lane, Palm Beach FL 33480

Full name of second joint inventor (given name, family name)

John R. Powell

Inventor's signature

Date

Residence

Arlington, MA

Citizenship

U.S.

Mailing Address

61 James Street, Arlington, MA 02474

Full name of third joint inventor (given name, family name)

Eric J. Carlson

Inventor's signature

Date

1/84/04

Residence

Sudbury, MA

Citizenship

U.S.

Mailing Address

8 Harvard Drive, Sudbury MA 01776

Additional joint inventors or legal representative(s) are named on separately numbered sheets forms PTO/SB/02A or 02LR attached hereto.

[Page 2 of 2]

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DECLARATION**ADDITIONAL INVENTOR(S)**
Supplemental Sheet

Page 1 of 2

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle (if any)		Family Name or Surname		
Daniel J.		Ehntholt		
Inventor's Signature	<i>Daniel J. Ehntholt</i>			Date 1/27/04
Hudson Residence: City	MA State	U.S. Country	U.S. Citizenship	
17 Old North Road Mailing Address				
Mailing Address				
Hudson City	MA State	01749 Zip	U.S. Country	
Name of Additional Joint Inventor, if any:		<input checked="" type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle (if any)		Family Name or Surname		
Irwin C.		Winkler		
Inventor's Signature	Date			
Arlington Residence: City	MA State	U.S. Country	U.S. Citizenship	
24 Gould Road Mailing Address				
Mailing Address				
Arlington City	MA State	02476 Zip	U.S. Country	
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle (if any)		Family Name or Surname		
Christopher J.		Marmo		
Inventor's Signature	Date			
Danville Residence: City	CA State	U.S. Country	U.S. Citizenship	
39 Green Gables Court Mailing Address				
Mailing Address				
Danville City	CA State	94506 Zip	U.S. Country	

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

PTO/SB/02A (08-03)

Approved for use through 08/31/2003, OMB 0651-0032

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DECLARATION**ADDITIONAL INVENTOR(S)**

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Page 1 of 2

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Given Name (first and middle (if any))		Family Name or Surname	
Daniel J.		Ehntholt	
Inventor's Signature		Date	
Hudson Residence: City	MA State	U.S. Country	U.S. Citizenship
17 Old North Road Mailing Address			
Mailing Address			
Hudson City	MA State	01749 Zip	U.S. Country
Name of Additional Joint Inventor, if any:		<input checked="" type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Irwin C.		Winkler	
Inventor's Signature		Date	
Arlington Residence: City	MA State	U.S. Country	U.S. Citizenship
24 Gould Road Mailing Address			
Mailing Address			
Arlington City	MA State	02476 Zip	U.S. Country
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Christopher J.		Marmo	
Inventor's Signature	Date		1/27/04
Danville Residence: City	CA State	U.S. Country	U.S. Citizenship
39 Green Gables Court Mailing Address			
Mailing Address			
Danville City	CA State	94506 Zip	U.S. Country

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/02A (01-03)

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DECLARATION**ADDITIONAL INVENTOR(S)**

Supplemental Sheet

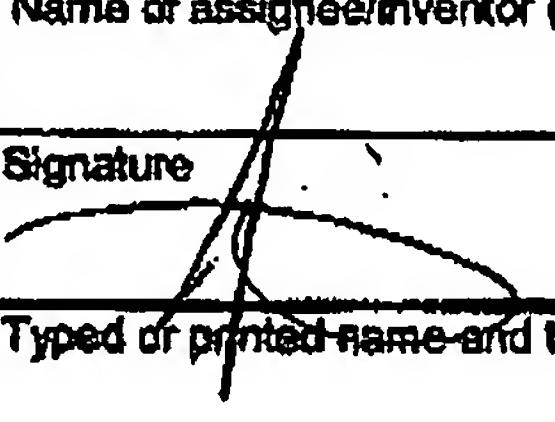
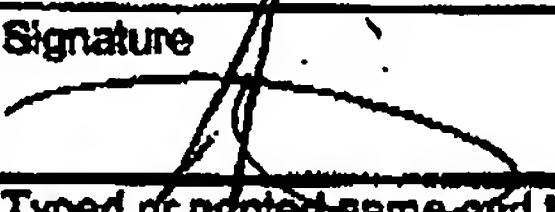
Page 2 of 2

Name of Additional Joint Inventor, if any:		<input checked="" type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
James R.		Valentine	
Inventor's Signature	<i>James R. Valentine</i>		
Residence: City	MA State	U.S. Country	U.S. Citizenship
166 Woburn Street			
Mailing Address			
Mailing Address		MA State	01867 Zip
Reading City		MA State	01867 Zip
Name of Additional Joint Inventor, if any:		<input checked="" type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Inventor's Signature	Date		
Residence: City	State	Country	Citizenship
Mailing Address			
Mailing Address			
City		State	Zip
Name of Additional Joint Inventor, if any:		<input checked="" type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Inventor's Signature	Date		
Residence: City	State	Country	Citizenship
Mailing Address			
Mailing Address			
City		State	Zip

This collection of information is required by 35 U.S.C. 116 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

PTO/SB/53 (05-03)
Approved for use through 01/31/2004. OMB 0851-0033
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
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REISSUE APPLICATION: CONSENT OF ASSIGNEE; STATEMENT OF NON-ASSIGNMENT		Docket Number (Optional) 109960.220US5
<p>This is part of the application for a reissue patent based on the original patent identified below.</p> <p>Name of Patentee(s) Philip Rollhaus, John Powell, Eric Carlson, Daniel Ehntholt, Irwin Winkler, Christopher Manno, James Valentine</p>		
Patent Number 6,343,083	Date Patent Issued Jan. 29, 2002	Title of Invention Machine Readable Optical Disc with Reading-Inhibit Agent
<p>1. <input checked="" type="checkbox"/> Filed herein is a statement under 37 CFR 3.73(b). (Form PTO/SB/96)</p> <p>2. <input type="checkbox"/> Ownership of the patent is in the inventor(s), and no assignment of the patent is in effect.</p> <p>One of boxes 1 or 2 above must be checked. If multiple assignees, complete this form for each assignee. If box 2 is checked, skip the next entry and go directly to "Name of Assignee".</p> <p>The written consent of all assignees and inventors owning an undivided interest in the original patent is included in this application for reissue.</p>		
<p>The assignee(s) owning an undivided interest in said original patent is/are <u>Flexplay Technologies, Inc.</u>, and the assignee(s) consents to the accompanying application for reissue.</p>		
Name of assignee/inventor (if not assigned) 		Flexplay Technologies, Inc.
Signature 	Date 1-28-04	
Typed or printed name and title of person signing for assignee (if assigned) Alan P. Blaustein, Chief Executive Officer		

This collection of information is required by 37 CFR 1.172. The information is required to obtain or retain a benefit by the public which is to be (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual cases. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

01/27/2004 18:45 2124480900

FLEXPLAY TECH

PAGE 03/03

PTO/SB/06 (08-03)
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STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Philip Rothaus, John Powell, Eric Carlson, Daniel Ehntholt, Irwin Winkler,
Christopher Marmo, James Valentine

Application No./Patent No.: 09/421,490 /
6,342,063 Filed/Issue Date: Oct. 20, 1999/Jan. 29, 2002

Entitled: Machine-Readable Optical Disc with Reading-Inhibit Agent

<u>Flexplay Technologies, Inc.</u>	<u>Corporation</u>
(Name of Assignee)	(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

the assignee of the entire right, title, and interest; or

an assignee of less than the entire right, title and interest.

The extent (by percentage) of its ownership interest is _____ %
in the patent application/patent identified above by virtue of either:

A. An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 013712, Frame 0860, or for which a copy thereof is attached.

OR

B. A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

2. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

3. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

Additional documents in the chain of title are listed on a supplemental sheet.

Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

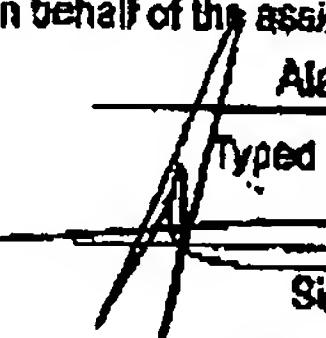
1-28-04

Alan P. Blaustein

Date

Typed or printed name

212-448-1300 X226


Signature

Telephone number

Chief Executive Officer

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments and suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patentees: Rollhaus *et al.*

Patent No.: 6,343,063

Issue Date: January 29, 2002

Title: MACHINE-READABLE OPTICAL DISC WITH READING-INHIBIT AGENT

ADDENDUM TO REISSUE APPLICATION DECLARATION BY INVENTORS

I further declare that exemplary errors upon which the reissue application is based include:

- The omission of claims to automatically preventing the reading of the optical media after a limited time or a limited number of uses. That is, no manual intervention is necessary to control when the media becomes unusable.
- The omission of claims to an optically readable media having one or more substrates having information encoding features, at least one access limiting agent, and an enclosure enclosing the optically readable media.
- The omission of claims to an optically-readable media comprising an enclosure and an oxidizable dye, wherein the dye transitions to a state that substantially interferes with the reading of at least a portion of the information encoded region after a predetermined time after removal from the enclosure.
- The omission of claims to an optically readable media comprising a physical deformation agent, wherein the physical deformation agent physically deforms at least a portion of the optically readable media.
- The omission of claims to an optically readable media comprising an oxidizable dye in at least one optical path, the dye being activatable to change its optically transmissive properties to distort the ability of an optical read beam to read the information encoding features.
- The omission of claims to an optical media having a reservoir that holds a fluid which when released distorts the ability to optically read the information encoding features of the media.
- The omission of claims to an optical media system a first and second substrate at least one of which has information encoding features, a reservoir with reading inhibiting agent and a mechanism to control the flow of the reading inhibiting agent to alter the ability to optically read the information encoding features.

Page 2 of 2

Addendum to Reissue Application Declaration by Inventors

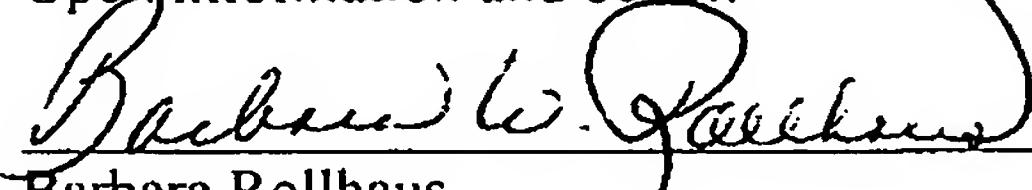
Atty. Docket No. 109960.220 US5

I further declare that all errors corrected in this reissue application arose without any deceptive intention on the part of the applicants.

Date:

1/28/04

Upon information and belief:


Barbara Rollhaus
(Legal Representative of Philip E. Rollhaus)

Date:

John R. Powell

Date:

Eric J. Carlson

Date:

Daniel J. Ehntholt

Date:

Irwin C. Winkler

Date:

Christopher J. Marmo

Date:

James R. Valentine

I further declare that all errors corrected in this reissue application arose without any deceptive intention on the part of the applicants.

Upon information and belief:

Date:

January 27, 2004

Date:

Date:

January 27, 2004

Date:

Date:

Date:

Date:

Barbara Rollhaus
(Legal Representative of Philip E. Rollhaus)

JRP/11
John R. Powell

Eric J. Carlson

Daniel J. Ehnholt
Daniel J. Ehnholt

Irwin C. Winkler

Christopher J. Marmo

James R. Valentine

Page 2 of 2
Addendum to Reissue Application Declaration by Inventors

Atty. Docket No. 109960.220 US5

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Upon information and belief:

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Barbara Rollhaus
(Legal Representative of Philip E. Rollhaus)

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Upon information and belief:

Date: _____ Barbara Rollhaus
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Date: _____ John R. Powell

Date: _____ Eric J. Carlson

Date: _____ Daniel J. Ehntholt

Date: _____ Irwin C. Winkler

1/27/04 _____ Christopher J. Marmo

Date: _____ James R. Valentine

Page 2 of 2
Addendum to Reissue Application Declaration by Inventors

Atty. Docket No. 109960.220 US5

3 of 4

I further declare that all errors corrected in this reissue application arose without any deceptive intention on the part of the applicants.

Upon information and belief:

Date:

Barbara Rollhaus
(Legal Representative of Philip E. Rollhaus)

Date:

John R. Powell

Date:

Eric J. Carlson

Date:

Daniel J. Ehnholt

Date:

Irwin C. Winkler

Date:

Christopher J. Marrone

Date:

James R. Valentine

January 27, 2004

James R. Valentine